

**Louisville Metro Council
Final Agenda**

**METRO COUNCIL SUMMARY ONLY
DETAILED MINUTES TO FOLLOW ON THE 12/17/09 COUNCIL AGENDA**

<u>Members Roll Call:</u>	(D) - Judy Green (1) (D) - David Tandy (4) (R) - Kenneth C. Fleming (7) (D) - Jim King (10) (D) - Vicki Aubrey Welch (13) (R) - Kelly Downard (16) (R) - Hal Heiner (19) (R) - Robin Engel (22) (R) - Doug Hawkins (25)	(D) - Barbara Shanklin (2) (D) - Cheri Bryant Hamilton (5) (D) - Tom Owen (8) (R) - Kevin Kramer (11) (D) - Robert Henderson (14) (R) - Glen Stuckel (17) (R) - Stuart Benson (20) (R) - James Peden (23) (D) - Brent Ackerson (26)	(D) - Mary C. Woolridge (3) (D) - George Unseld (6) (D) - Tina Ward-Pugh (9) (D) - Rick Blackwell (12) (D) - Marianne Butler (15) (R) - Jon Ackerson (18) EX (D) - Dan Johnson (21) (D) - Madonna Flood (24)
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EA = Excused Absence

Meeting Date: 12/3/2009

Meeting Time: 6:00 PM

Location: 601 W. Jefferson Street
3rd Floor, City Hall
Louisville, KY 40202

President: David W. Tandy (4)

Pro-Tem: Dan Johnson (21)

A Quorum was established

Address to Council

1- [December 3, 2009 List](#)

There were two addresses to the Council.

Introduction of Page(s) CM Kramer welcomes Trent Savage. CM Blackwell welcomes Andrea Blackburn.

Guests: CW Green welcomes the Flaget Ram Football Team, Winners of the Metro Football League Senior Division, CW Ward-Pugh introduces Pride of Kentucky guests.

Council Minutes:

2- [Regular Council Minutes - November 19, 2009](#)

Motion to approve made by Kelly Downard and seconded by Mary C. Woolridge.

The Council Minutes were approved as written.

Committee Minutes

3- [Regular: Committee of the Whole - November 19, 2009](#)

- 4- [Regular: Committee on Committees - December 1, 2009](#)
- 5- [Special: Contracts and Appointments - November 30, 2009](#)
- 6- [Special: Labor & Economic Development - November 30, 2009](#)
- 7- [Special: Planning/Zoning, Land Design & Development - November 24, 2009](#)

Motion to approve made by James Peden and seconded by Kelly Downard.

The Committee Minutes were approved as written.

Special Ordinances and Resolutions:

- 8- [INVOKING COUNCIL RULE - 7.12](#)

Without objection Rule 7.12 was invoked.

- 9- [R-246-12-09 A RESOLUTION IN SUPPORT OF KEEPING JBS IN BUTCHERTOWN; DECLARING THE ENACTMENT OF THIS RESOLUTION AN EMERGENCY. \(Resolution 223. Series 2009\)](#)

Status: On Council Agenda - For a Vote

Primary Sponsor:

Vicki Aubrey Welch
Kelly Downard
Rick Blackwell
Stuart Benson
David Tandy
Kevin Kramer
Robert Henderson
Robin Engel
Mary C. Woolridge
Doug Hawkins
Glen Stuckel
Brent Ackerson
Marianne Butler
Barbara Shanklin
Hal Heiner
Jon Ackerson
Dan Johnson
George Unseld
James Peden
Kenneth C. Fleming
Madonna Flood

**Additional
Sponsor:**

Jim King
Judy Green

Motion to approve made by Kelly Downard and seconded by Jim King.

Judy Green requested to be added as a Co-Sponsor.

By a Roll Call Vote, the above Resolution was adopted in one reading.

VOTING RESULTS: For: 23; Against: 2; Abstain: 0; Absent: 1

For: Judy Green, David Tandy, Kenneth C. Fleming, Jim King, Vicki Aubrey Welch, Kelly Downard, Hal Heiner, Robin Engel, Doug Hawkins, Barbara Shanklin, Tom Owen, Kevin Kramer, Robert Henderson, Glen Stuckel, Stuart Benson, James Peden, Mary C. Woolridge, George Unseld, Rick Blackwell, Marianne Butler, Dan Johnson, Madonna Flood, Brent Ackerson
Against: Cheri Bryant Hamilton, Tina Ward-Pugh
Abstain: (None)
Absent: Jon Ackerson

10-

[R-250-12-09 A RESOLUTION AUTHORIZING THE MAYOR TO ACCEPT A \\$50,000.00 GRANT FROM UNIVERSITY HEALTH CARE, INC. FOR A DECREASING HEALTH DISPARITIES IN LATINO COMMUNITIES: A COMMUNITY ENGAGEMENT MODEL PROJECT; DECLARING THE PASSAGE OF THIS RESOLUTION AN EMERGENCY. \(Resolution 224. Series 2009\)](#)

Status: On Council Agenda - For a Vote
Primary Sponsor: Vicki Aubrey Welch

Motion to approve made by James Peden and seconded by Mary C. Woolridge

After some discussion Motion to Call The Question was made by Kelly Downard and seconded by Stuart Benson. Without objection the Question was called.

By a Roll Call Vote, the above Resolution was adopted in one reading.

VOTING RESULTS: For: 24; Against: 0; Abstain: 1; Absent: 1

For: Judy Green, David Tandy, Kenneth C. Fleming, Jim King, Kelly Downard, Hal Heiner, Robin Engel, Doug Hawkins, Barbara Shanklin, Cheri Bryant Hamilton, Tom Owen, Kevin Kramer, Robert Henderson, Glen Stuckel, Stuart Benson, James Peden, Mary C. Woolridge, George Unseld, Tina Ward-Pugh, Rick Blackwell, Marianne Butler, Dan Johnson, Madonna Flood, Brent Ackerson
Against: (None)
Abstain: Vicki Aubrey Welch
Absent: Jon Ackerson

Consent Calendar:

Consent Calendar consists of items 11-13. The Clerk read them into the record.

11-

[O-195-11-09 AN ORDINANCE CLOSING SECTIONS OF THE RIGHT-OF-WAY WHICH WAS FORMERLY A PORTION OF CRITTENDEN DRIVE, AND A SECTION OF ASHBOTTOM ROAD, OLD GRADE LANE, NEW GRADE LANE, BEANBLOSSOM ROAD AND ORANGE DRIVE, ALL OF WHICH BEING IN LOUISVILLE METRO AND SHOWN MORE PARTICULARLY ON EXHIBIT A HERETO \(CASE NO. 11920\). \(June 8, 2010\) \(Ordinance 185. Series 2009\)](#)

Status: On Council Agenda - Consent Calendar
Committee: Planning/Zoning, Land Design & Development
Primary Sponsor: Tom Owen

12-

[O-197-11-09 AN ORDINANCE CLOSING A SECTION OF A 20-FOOT-WIDE ALLEY LOCATED ON THE WEST SIDE OF 1ST STREET, APPROXIMATELY 200 FEET SOUTH OF WEST BRECKINRIDGE STREET, RUNNING WEST 200.71 FEET, CONTAINING 4,014 SQUARE FEET, AND BEING IN LOUISVILLE METRO \(CASE NO. 13035\). \(June 8, 2010\) \(Ordinance 186. Series 2009\)](#)

Status: On Council Agenda - Consent Calendar
Committee: Planning/Zoning, Land Design & Development
Primary Sponsor: Tom Owen

13-

[R-235-11-09 A RESOLUTION PURSUANT TO THE CAPITAL AND OPERATING BUDGET](#)

ORDINANCES, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING
NONCOMPETITIVELY NEGOTIATED RENEWAL PROFESSIONAL SERVICE CONTRACT –
ROOSEVELT LIGHTSY, JR. - \$40,750.00. (Resolution 225. Series 2009)

Status: On Council Agenda - Consent Calendar
Committee: Contracts and Appointments
Primary Sponsor: Barbara Shanklin

Motion to approve made by James Peden and seconded by Kelly Downard.

The Consent Calendar passed.

VOTING RESULTS: For: 25; Against: 0; Abstain: 0; Absent: 1

For: Judy Green, David Tandy, Kenneth C. Fleming, Jim King, Vicki Aubrey Welch, Kelly Downard, Hal Heiner, Robin Engel, Doug Hawkins, Barbara Shanklin, Cheri Bryant Hamilton, Tom Owen, Kevin Kramer, Robert Henderson, Glen Stuckel, Stuart Benson, James Peden, Mary C. Woolridge, George Unseld, Tina Ward-Pugh, Rick Blackwell, Marianne Butler, Dan Johnson, Madonna Flood, Brent Ackerson
Against: (None)
Abstain: (None)
Absent: Jon Ackerson

Old Business:

14-

O-190-10-09 AN ORDINANCE CHANGING THE ZONING FROM OR-3, OFFICE RESIDENTIAL AND
OTF, OFFICE TOURIST FACILITY, TO C-2 COMMERCIAL ON PROPERTY LOCATED AT 3901
AND 3903 ATKINSON SQUARE DRIVE AND 1507 GARDINER LANE, CONTAINING A TOTAL OF
6.27 ACRES, AND BEING IN LOUISVILLE METRO (CASE NO. 12579). (January 1, 2010)
(Ordinance 187. Series 2009)

Status: On Council Agenda - Old Business
Committee: Planning/Zoning, Land Design & Development
Primary Sponsor: Tom Owen

Motion to approve made by James Peden and seconded by Mary C. Woolridge.

This Ordinance passed.

VOTING RESULTS: For: 25; Against: 0; Abstain: 0; Absent: 1

For: Judy Green, David Tandy, Kenneth C. Fleming, Jim King, Vicki Aubrey Welch, Kelly Downard, Hal Heiner, Robin Engel, Doug Hawkins, Barbara Shanklin, Cheri Bryant Hamilton, Tom Owen, Kevin Kramer, Robert Henderson, Glen Stuckel, Stuart Benson, James Peden, Mary C. Woolridge, George Unseld, Tina Ward-Pugh, Rick Blackwell, Marianne Butler, Dan Johnson, Madonna Flood, Brent Ackerson
Against: (None)
Abstain: (None)
Absent: Jon Ackerson

15-

O-196-11-09 AN ORDINANCE CHANGING THE ZONING FROM R-4, SINGLE FAMILY
RESIDENTIAL TO R-5, SINGLE FAMILY RESIDENTIAL ON PROPERTY LOCATED AT 9412 FERN
CREEK ROAD AND 9813 FERN HILL DRIVE, CONTAINING A TOTAL OF 5.89 ACRES, AND BEING
IN LOUISVILLE METRO (CASE NO. 11527). (January 15, 2010) (Ordinance 188. Series 2009)

Status: On Council Agenda - Old Business
Committee: Planning/Zoning, Land Design & Development
Primary Sponsor: Tom Owen

Motion to approve made by Mary C. Woolridge and seconded by Kelly Downard.

This Ordinance passed.

VOTING RESULTS: For: 22; Against: 2; Abstain: 0; Absent: 2

For: Judy Green, David Tandy, Kenneth C. Fleming, Jim King, Vicki Aubrey Welch, Kelly Downard, Doug Hawkins, Barbara Shanklin, Cheri Bryant Hamilton, Tom Owen, Kevin Kramer, Robert Henderson, Glen Stuckel, Stuart Benson, Mary C. Woolridge, George Unseld, Tina Ward-Pugh, Rick Blackwell, Marianne Butler, Dan Johnson, Madonna Flood, Brent Ackerson

Against: Robin Engel, James Peden

Abstain: (None)

Absent: Hal Heiner, Jon Ackerson

16-

[R-228-11-09 A RESOLUTION AUTHORIZING THE MAYOR'S SIGNATURE ENTERING INTO AN AGREEMENT WITH THE TRANSIT AUTHORITY OF RIVER CITY \(TARC\) CONCERNING AN \\$800,000 GRANT TO CONSTRUCT BUS STOP IMPROVEMENTS AND PEDESTRIAN ACCESS UPGRADES ON PUBLIC RIGHTS-OF-WAY. \(Resolution 226. Series 2009\)](#)

Status: On Council Agenda - Old Business - Postponed to Time Certain - Dec. 3, 2009 Council Meeting
Committee: Transportation/Public Works
Primary Sponsor: Tom Owen

This item did not need a motion to discuss. Postponed to time certain from the November 19, 2009 Council Meeting.

By voice vote, this Resolution was adopted.

New Business:

The Clerk read the New Business and their respective Committee assignments into the record.

17-

[O-205-12-09 AN ORDINANCE APPROPRIATING \\$8,000 FROM THE DISTRICT 20 NEIGHBORHOOD DEVELOPMENT FUND TO THE DEPARTMENT OF PUBLIC WORKS FOR SIDEWALK INSTALLATION ALONG TUCKER STATION ROAD BETWEEN TAMWORTH COURT AND KIRKHAM ROAD.](#)

Status: On Council Agenda - New Business
Committee: Appropriations, NDFs and CIFs
Primary Sponsor: Stuart Benson

18-

[O-212-12-09 AN ORDINANCE APPROPRIATING \\$7,000 IN TOTAL FROM THE FOLLOWING NEIGHBORHOOD DEVELOPMENT FUNDS, \\$5,000 FROM DISTRICT 17 AND \\$1,000 FROM DISTRICTS 15 AND 16 THROUGH THE OFFICE OF MANAGEMENT AND BUDGET TO THE SALVATION ARMY \(GEORGIA\) FOR GENERAL OPERATIONS OF THE SALVATION ARMY BOYS AND GIRLS CLUBS OF LOUISVILLE.](#)

Status: On Council Agenda - New Business
Committee: Appropriations, NDFs and CIFs
Primary Sponsor: Glen Stuckel
Kelly Downard
Marianne Butler

19-

[O-216-12-09 AN ORDINANCE APPROPRIATING \\$6,000 FROM THE FOLLOWING NEIGHBORHOOD DEVELOPMENT FUNDS, \\$1,000 FROM DISTRICTS 12, 13 AND 15, \\$2,000](#)

FROM DISTRICT 25, \$250 FROM DISTRICTS 10 AND 14 AND \$500 FROM DISTRICT 23 THROUGH THE OFFICE OF MANAGEMENT AND BUDGET TO THE VALLEY VIEW BAPTIST CHURCH, INCORPORATED FOR THE SHOP WITH A HERO PROGRAM.

Status: On Council Agenda - New Business
Committee: Appropriations, NDFs and CIFs
Primary Sponsor: Vicki Aubrey Welch
Marianne Butler
Rick Blackwell
Robert Henderson
Doug Hawkins
James Peden
Jim King

20- O-217-12-09 AN ORDINANCE APPROPRIATING \$7,500 FROM THE DISTRICT 20 NEIGHBORHOOD DEVELOPMENT FUND TO THE DEPARTMENT OF PUBLIC WORKS FOR THE OLD CLARK STATION ROAD CONCEPTUAL DESIGN STUDY.

Status: On Council Agenda - New Business
Committee: Appropriations, NDFs and CIFs
Primary Sponsor: Stuart Benson

21- O-218-12-09 AN ORDINANCE APPROPRIATING \$24,357 FROM DISTRICT 2 NEIGHBORHOOD DEVELOPMENT FUNDS (NDF), THROUGH THE OFFICE OF MANAGEMENT AND BUDGET, TO THE JEFFERSON COUNTY PUBLIC EDUCATION FOUNDATION, INC. FOR PLAYGROUND EQUIPMENT AT H. B. SLAUGHTER ELEMENTARY SCHOOL.

Status: On Council Agenda - New Business
Committee: Appropriations, NDFs and CIFs
Primary Sponsor: Barbara Shanklin

22- O-219-12-09 AN ORDINANCE APPROPRIATING \$10,000 FROM THE DISTRICT 5 NEIGHBORHOOD DEVELOPMENT FUND THROUGH THE OFFICE OF MANAGEMENT AND BUDGET TO DISMAS CHARITIES, INC. FOR THE FAMILY FOREVER PROGRAM.

Status: On Council Agenda - New Business
Committee: Appropriations, NDFs and CIFs
Primary Sponsor: Cheri Bryant Hamilton

23- O-220-12-09 AN ORDINANCE APPROPRIATING \$25,000 FROM DISTRICT 2 NEIGHBORHOOD DEVELOPMENT FUNDS (NDF), THROUGH THE OFFICE OF MANAGEMENT AND BUDGET, TO THE JEFFERSON COUNTY PUBLIC EDUCATION FOUNDATION, INC. FOR ATHLETIC FIELDS, BLEACHERS AND LANDSCAPING AT NEWBURG MIDDLE SCHOOL.

Status: On Council Agenda - New Business
Committee: Appropriations, NDFs and CIFs
Primary Sponsor: Barbara Shanklin

24- O-221-12-09 AN ORDINANCE APPROPRIATING \$8,500 FROM THE DISTRICT 19 NEIGHBORHOOD DEVELOPMENT FUND TO THE LOUISVILLE METRO PARKS DEPARTMENT FOR THE CONSTRUCTION OF TWO PROJECTS AT LONG RUN PARK IN COUNCIL DISTRICT 19.

Status: On Council Agenda - New Business
Committee: Appropriations, NDFs and CIFs
Primary Sponsor: Hal Heiner

25-

[O-222-12-09 AN ORDINANCE APPROPRIATING \\$40,000 FROM DISTRICT 2 NEIGHBORHOOD DEVELOPMENT FUNDS \(NDF\), THROUGH THE OFFICE OF MANAGEMENT AND BUDGET, TO THE JEFFERSON COUNTY PUBLIC EDUCATION FOUNDATION, INC. FOR A PLAYGROUND STRUCTURE AND ASSOCIATED SUPPLIES AT RANGELAND ELEMENTARY SCHOOL.](#)

Status: On Council Agenda - New Business
Committee: Appropriations, NDFs and CIFs
Primary Sponsor: Barbara Shanklin

26-

[O-172-10-09 AN ORDINANCE APPROPRIATING A TOTAL OF \\$18,500.00 FROM NEIGHBORHOOD DEVELOPMENT FUNDS AS FOLLOWS: \\$2000.00 FROM DISTRICTS 13, 15, 1, AND 12; \\$1000.00 FROM DISTRICTS 2, 3, 4, 5, 9, 21, AND 24; \\$500 FROM DISTRICTS 10 AND 17; AND \\$2,500.00 FROM DISTRICT 20 THROUGH THE OFFICE OF MANAGEMENT AND BUDGET TO THE UNIVERSITY OF LOUISVILLE RESEARCH FOUNDATION, INC. TO PROVIDE MOBILE MAMMOGRAM SERVICES IN METRO NEIGHBORHOODS.](#)

Status: On Council Agenda - New Business
Committee: Appropriations, NDFs and CIFs
Primary Sponsor:

Barbara Shanklin
Cheri Bryant Hamilton
Dan Johnson
David Tandy
Glen Stuckel
Jim King
Judy Green
Madonna Flood
Marianne Butler
Mary C. Woolridge
Rick Blackwell
Stuart Benson
Tina Ward-Pugh
Vicki Aubrey Welch

27-

[O-207-12-09 AN ORDINANCE AMENDING ORDINANCE NO. 90, SERIES 2009 AND ORDINANCE NO. 91, SERIES 2009 RELATING TO THE FISCAL YEAR 2009-10 CAPITAL AND OPERATING BUDGET FOR THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT, BY TRANSFERRING \\$100,000 FROM THE DISTRICT 2 CAPITAL INFRASTRUCTURE FUND TO THE DISTRICT 2 NEIGHBORHOOD DEVELOPMENT FUND.](#)

Status: On Council Agenda - New Business
Committee: Budget
Primary Sponsor: Barbara Shanklin

28-

[O-211-11-09 AN ORDINANCE AMENDING ORDINANCE NO. 90, SERIES 2009, RELATING TO THE CAPITAL BUDGET FOR FISCAL YEAR 2009-10 FOR THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT BY TRANSFERRING \\$275,000 BETWEEN CAPITAL PROJECTS.](#)

Status: On Council Agenda - New Business
Committee: Budget
Primary Sponsor: Vicki Aubrey Welch

29-

[O-213-12-09 AN ORDINANCE AMENDING ORDINANCES NO. 98, SERIES 2005, ORDINANCE NO. 112, SERIES 2006, ORDINANCE NO. 126, SERIES 2007, ORDINANCE NO. 42, SERIES 2009, AND ORDINANCE NO. 91, SERIES 2009, RELATING TO THE CAPITAL BUDGETS FOR FISCAL YEARS](#)

2005-06, 2006-07, 2007-08, 2008-09, AND THE OPERATING BUDGET FOR FISCAL YEAR 2009-10 FOR THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT TO FACILITATE CHANGING THE COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) FUNDING PERIOD TO MATCH THE FISCAL YEAR OF THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT BY TRANSFERRING \$2,866,688 OF PREVIOUSLY APPROPRIATED GENERAL AND COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS AND TRANSFERRING \$119,600 OF GENERAL AND COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS IN RELATION TO EXTERNAL AGENCIES.

Status: On Council Agenda - New Business
Committee: Budget
Primary Sponsor: Jim King

30-

O-214-12-09 AN ORDINANCE AUTHORIZING YEAR-END OPERATING BUDGET TRANSFERS BETWEEN VARIOUS AGENCIES FOR FISCAL YEAR 2008-2009, TO PROVIDE CARRY FORWARD FUNDING FOR FISCAL YEAR 2009-2010 METRO OPERATIONS, TO AMEND ORDINANCE NO. 112, SERIES 2008, AND TO PROVIDE VARIOUS TRANSFERS AS DETAILED HEREIN.

Status: On Council Agenda - New Business
Committee: Budget
Primary Sponsor: Jim King

31-

O-215-12-09 AN ORDINANCE AMENDING ORDINANCE NO. 115, SERIES 2003, ORDINANCE 98, SERIES 2005, ORDINANCE 112, SERIES 2006, ORDINANCE 72, SERIES 2007, ORDINANCE 126, SERIES 2007, ORDINANCE 111, SERIES 2008, AND ORDINANCE 202, SERIES 2008 RELATING TO THE CAPITAL BUDGET FOR FISCAL YEARS 2003-2004, 2004-2005, 2005-2006, 2006-2007, 2007-2008, AND 2008-2009 FOR THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT BY TRANSFERRING \$3,641,551.71 OF CAPITAL CUMULATIVE RESERVE FUNDS TO THE GENERAL FUND.

Status: On Council Agenda - New Business
Committee: Budget
Primary Sponsor: Jim King

32-

O-204-12-09 AN ORDINANCE APPROVING THE SECOND AND THIRD PAYMENTS OF FOURTEEN MILLION THREE HUNDRED THOUSAND (\$14,300,000) DOLLARS PLUS ASSOCIATED EMPLOYER COSTS BY MARCH 31, 2010 AND FOURTEEN MILLION NINE HUNDRED THOUSAND (\$14,900,000) DOLLARS PLUS ASSOCIATED EMPLOYER COSTS BY JULY 15, 2010, SUCH AMOUNTS TO BE FUNDED THROUGH CURRENT RESOURCES INCLUDING BUT NOT LIMITED TO UNRESERVED GENERAL FUND BALANCE, SUCH PAYMENTS ARE PART OF THE A FORTY-FIVE MILLION (\$45,000,000) DOLLAR TENTATIVE SETTLEMENT OF LITIGATION WITH EIGHT HUNDRED THIRTY-FOUR (834) PLAINTIFFS, CURRENT AND FORMER MEMBERS OF THE LOUISVILLE FIRE DEPARTMENT, FOR OVERTIME DUE ON LUMP SUM ALLOWANCES FROM 1985 THROUGH 2008.

Status: On Council Agenda - New Business
Committee: Budget
Primary Sponsor: Jon Ackerson

33-

R-242-12-09 A RESOLUTION PURSUANT TO THE CAPITAL AND OPERATING BUDGET ORDINANCES, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING NONCOMPETITIVELY NEGOTIATED RENEWAL PROFESSIONAL SERVICE CONTRACT – LUCKETT & FARLEY ARCHITECTS, ENGINEERS AND CONSTRUCTION MANAGERS, INC. - \$200,000.00.

Status: On Council Agenda - New Business

Committee: Contracts and Appointments
Primary Sponsor: Robert Henderson

34-

[R-244-12-09A RESOLUTION PURSUANT TO THE CAPITAL AND OPERATING BUDGET ORDINANCES, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING NONCOMPETITIVELY NEGOTIATED RENEWAL PROFESSIONAL SERVICE CONTRACT – JEFFERSON COUNTY BOARD OF EDUCATION \(JCPS ADULT EDUCATION\) - \\$10,800.00.](#)

Status: On Council Agenda - New Business
Committee: Contracts and Appointments
Primary Sponsor: Barbara Shanklin

35-

[R-245-12-09 A RESOLUTION PURSUANT TO THE CAPITAL AND OPERATING BUDGET ORDINANCES, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING NONCOMPETITIVELY NEGOTIATED NEW PROFESSIONAL SERVICE CONTRACT – \(PRESNELL ASSOCIATES D/B/A QK4 - \\$50,000.00\).](#)

Status: On Council Agenda - New Business
Committee: Contracts and Appointments
Primary Sponsor: Robin Engel

36-

[R-241-12-09 A RESOLUTION AMENDING SECTION 8 OF THE RULES OF THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT COUNCIL](#)

Status: On Council Agenda - New Business
Committee: Government Accountability & Oversight
Primary Sponsor: Marianne Butler
Robert Henderson

37-

[R-249-12-09 A RESOLUTION ENCOURAGING THE KENTUCKY GENERAL ASSEMBLY TO AMEND KRS 67C.105\(6\) REGARDING A VACANCY IN THE OFFICE OF LOUISVILLE METRO MAYOR.](#)

Status: On Council Agenda - New Business
Committee: Government Accountability & Oversight
Primary Sponsor: Mary C. Woolridge

38-

[R-247-12-09 A RESOLUTION AUTHORIZING THE MAYOR TO ACCEPT FUNDING FROM THE UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT FOR A FUNDING PERIOD OF 36 MONTHS IN THE AMOUNT OF APPROXIMATELY \\$2,725,000 FOR THE LEAD HAZARD CONTROL PROGRAM TO BE USED BY THE DEPARTMENT OF HOUSING AND FAMILY SERVICES TO FURTHER THIS PROGRAM.](#)

Status: On Council Agenda - New Business
Committee: Health & Human Needs
Primary Sponsor: Mary C. Woolridge

39-

[O-206-12-09 AN ORDINANCE APPROVING A COLLECTIVE BARGAINING AGREEMENT RELATING TO WAGES, BENEFITS AND OTHER TERMS AND CONDITIONS OF EMPLOYMENT BETWEEN LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT AND THE INTERNATIONAL BROTHERHOOD OF ELECTRICAL WORKERS AFL CIO-CLC, IBEW LOCAL 369 CONCERNING CERTAIN EMPLOYEES OF THE LOUISVILLE METRO PUBLIC WORKS AND ASSETS DEPARTMENT.](#)

Status: On Council Agenda - New Business

Committee: Labor & Economic Development
Primary Sponsor: Marianne Butler

40-

O-208-12-09 AN ORDINANCE OF THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT, AUTHORIZING AND DIRECTING THE PARKING AUTHORITY OF RIVER CITY INC. ("PARC") TO ISSUE ITS FIRST MORTGAGE REVENUE BONDS, SERIES 2010A, AND FIRST MORTGAGE REVENUE BONDS, SERIES 2010B (FEDERALLY TAXABLE - BUILD AMERICA BONDS – DIRECT PAYMENT), TO FINANCE THE ACQUISITION AND CONSTRUCTION OF A PARKING GARAGE LOCATED AT 615 SOUTH FOURTH STREET CONTAINING APPROXIMATELY 330 PARKING SPACES AND A PARKING GARAGE LOCATED AT 838 WEST MARKET STREET CONTAINING APPROXIMATELY 427 PARKING SPACES, LOCATED IN LOUISVILLE METRO (THE "SERIES 2010 BONDS"), AND RELATED EXPENDITURES; AUTHORIZING THE EXECUTION AND DELIVERY OF A SUPPLEMENTAL INDENTURE, A SUPPLEMENTAL LEASE AND A SUPPLEMENTAL SECURITY AGREEMENT NECESSARY TO EFFECT THE ISSUANCE OF SUCH BONDS; AND TAKING OTHER RELATED ACTION.

Status: On Council Agenda - New Business
Committee: Labor & Economic Development
Primary Sponsor: David Tandy

41-

O-223-12-09 AN ORDINANCE AUTHORIZING (A) THE ISSUANCE OF (I) LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT STUDENT HOUSING INDUSTRIAL BUILDING REFUNDING REVENUE BONDS (ULH, INC. – KURZ HALL PROJECT), SERIES 2009A IN AN AMOUNT NOT TO EXCEED [\$15,250,000] (THE "SERIES 2009A BONDS") AND (II) LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT STUDENT HOUSING INDUSTRIAL BUILDING REFUNDING REVENUE BONDS (ULH, INC. – BETTIE JOHNSON HALL PROJECT), SERIES 2010A IN AN AMOUNT NOT TO EXCEED [\$24,250,000] (THE "SERIES 2010A BONDS," AND TOGETHER WITH THE SERIES 2009A BONDS, THE "BONDS"); (B) THE EXECUTION AND DELIVERY OF (I) A TRUST INDENTURE BETWEEN THE BANK OF NEW YORK MELLON TRUST COMPANY, N.A., AS TRUSTEE (OR SUCH OTHER INSTITUTION WHICH MAY SERVE AS TRUSTEE) (THE "TRUSTEE") AND THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT (THE "ISSUER") SECURING THE SERIES 2009A BONDS, (II) A TRUST INDENTURE BETWEEN THE TRUSTEE AND THE ISSUER SECURING THE SERIES 2010A BONDS, (III) A LOAN AGREEMENT BETWEEN THE ISSUER AND ULH, INC. (THE "COMPANY") REGARDING THE SERIES 2009A BONDS, (IV) A LOAN AGREEMENT BETWEEN THE ISSUER AND THE COMPANY REGARDING THE SERIES 2010A BONDS, (V) A BOND PURCHASE AGREEMENT AMONG THE ISSUER, THE COMPANY AND MORGAN KEEGAN & COMPANY, INC. (THE "UNDERWRITER") IN CONNECTION WITH THE SERIES 2009A BONDS, (VI) A BOND PURCHASE AGREEMENT AMONG THE ISSUER, THE COMPANY AND THE UNDERWRITER IN CONNECTION WITH THE SERIES 2010A BONDS, (VII) AN OFFICIAL STATEMENT RELATING TO THE ISSUANCE AND SALE OF THE SERIES 2009A BONDS, (VIII) AN OFFICIAL STATEMENT RELATING TO THE ISSUANCE AND SALE OF THE SERIES 2010A BONDS, AND (IX) ANY AND ALL OTHER RELATED DOCUMENTS; AND THE TAKING OF OTHER RELATED ACTION.

Status: On Council Agenda - New Business
Committee: Labor & Economic Development
Primary Sponsor: Barbara Shanklin

42-

R-248-12-09 A RESOLUTION AUTHORIZING THE MAYOR TO ACCEPT A DONATION IN THE AMOUNT OF \$5,000 FROM E.ON U.S. TO BE USED BY THE LOUISVILLE FIRE DEPARTMENT FOR THE GREAT LOUISVILLE FIRE DRILL.

Status: On Council Agenda - New Business
Committee: Public Safety
Primary Sponsor: Mary C. Woolridge

43-

[R-243-12-09 A RESOLUTION AUTHORIZING THE MAYOR TO ACCEPT A FEDERAL GRANT FROM THE U.S. DEPARTMENT OF JUSTICE, OFFICE OF JUSTICE PROGRAMS VIA THE KENTUCKY JUSTICE AND PUBLIC SAFETY CABINET, DEPARTMENT OF CORRECTIONS IN THE AMOUNT OF \\$250,000.00 THROUGH THE CRIMINAL JUSTICE COMMISSION AND THE DEPARTMENT OF CORRECTIONS FOR THE SHAWNEE REINVESTMENT PROJECT AND THE RE-ENTRY FOR JAIL INMATES PROJECT.](#)

Status: On Council Agenda - New Business
Committee: Public Safety
Primary Sponsor: Cheri Bryant Hamilton

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[O-209-12-09 AN ORDINANCE CHANGING THE ZONING FROM R-7, MULTI-FAMILY RESIDENTIAL TO OR-3, OFFICE RESIDENTIAL ON PROPERTY LOCATED AT 3532 EPHRAIM MCDOWELL DRIVE, CONTAINING A TOTAL OF 4.16 ACRES, OF WHICH 2.17 ARE PROPOSED TO BE REZONED, AND BEING IN LOUISVILLE METRO \(CASE NO. 12796\).](#)

Status: On Council Agenda - New Business
Committee: Planning/Zoning, Land Design & Development
Primary Sponsor: Tom Owen

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[O-210-12-09 AN ORDINANCE CLOSING STONEHAVEN COURT, A CUL-DE-SAC LOCATED IN THE KITTMOOR GARDENS SUBDIVISION, RECORDED AT SUBDIVISION BOOK 18, PAGE 1, IN THE OFFICE OF THE CLERK OF JEFFERSON COUNTY, KENTUCKY, FROM ITS SOUTHEAST INTERSECTION WITH EPHRAIM MCDOWELL DRIVE, RUNNING SOUTHEASTERLY TO ITS END, CONTAINING 10,036 SQUARE FEET AND BEING IN LOUISVILLE METRO \(CASE NO. 12797\).](#)

Status: On Council Agenda - New Business
Committee: Planning/Zoning, Land Design & Development
Primary Sponsor: Tom Owen

Adjournment

Without Objection the Council Meeting Adjourned at 7:28 P.M.

Announcements

The following Council Members made announcements: CM Welch, CM Owen, CM Hamilton, and CM Blackwell